

1 ROBERT W. COTTLE, ESQ.
Nevada Bar No. 4576
2 MATTHEW D. MINUCCI, ESQ.
Nevada Bar No. 12449
3 **THE COTTLE FIRM**
8635 S. Eastern Avenue
4 Las Vegas, Nevada 89123
Phone: (702) 722-6111
5 Fax: (702) 834-8555
Email: mminucci@cottlefirm.com
6 *Attorneys for Plaintiff*

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9
10 KEVIN WESLEY SPARKS, an individual; CASE NO: 2-20-cv-01499-KJD-DJA

11 Plaintiff,

12 vs.

**STIPULATION AND ORDER TO
REMAND TO STATE COURT**

13 RIO PROPERTIES, LLC, d/b/a RIO LAS
VEGAS HOTEL & CASINO, a Domestic
14 Limited-Liability Company; DOES 1-10,
and ROE CORPORATIONS 1 - 10,
15 inclusive,

16 Defendants.

17 Plaintiff, KEVIN WESLEY SPARKS ("Plaintiff") and RIO PROPERTIES, LLC d/b/a
18 RIO LAS VEGAS HOTEL & CASINO ("Defendant") stipulate as follows:

19 1. On June 24, 2020, Plaintiff commenced an action in the Eighth Judicial District
20 Court, Clark County, Nevada, entitled KEVIN WESLEY SPARKS, an individual, Plaintiff, vs.
21 RIO PROPERTIES, LLC d/b/a RIO LAS VEGAS HOTEL & CASINO, a Domestic Limited-
22 Liability Company; DOES 1-10, and ROE CORPORATIONS 1-10, inclusive, Defendant, as
23 Case Number A-20-817105-C (the "Action").

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25 2. Defendant acknowledges service of the complaint on or about July 16, 2020.

26 3. On August 12, 2020, Defendant filed a notice of removal of the action pursuant to
27 28 U.S.C. § 1331, with the United States District Court for the District of Nevada.
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1 4. Plaintiff filed a Motion to Remand the matter to state court, asserting that the
2 claims within the Complaint sound in negligence and no federal question is implicated.
3 Defendant disputes this.

4 5. The parties conferred and after some discussion, the parties have agreed to
5 remand the Action to the Eighth Judicial District Court, Clark County, Nevada.
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7 6. To that end, the Parties hereby stipulate that the Action be remanded to Eighth
8 Judicial District Court, Clark County, Nevada.

9 7. The parties further stipulate that each party shall bear its own attorneys' fees and
10 costs with respect to the removal and subsequent remand of the Action pursuant to this
11 stipulation and order.

12 Dated this 18th day of August, 2020.

Dated this 18th day of August, 2020.

13 **THE COTTLE FIRM**

HALL JAFFE & CLAYTON, LLP

14 /s/ Matthew D. Minucci

/s/ Riley A. Clayton

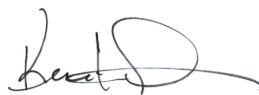
15 MATTHEW D. MINUCCI, ESQ.
16 8635 S. Eastern Avenue
17 Las Vegas, Nevada 89128
18 *Attorneys for Plaintiff, Kevin Sparks*

RILEY A. CLAYTON, ESQ.
7425 Peak Dr.
Las Vegas, Nevada 89128
Attorney for Defendant, Rio Properties, LLC

19 **ORDER**

20 IT IS SO ORDERED.

21 Dated: 8/20/2020

22 
23

24 UNITED STATES DISTRICT COURT JUDGE
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